

REMARKS/ARGUMENTS

The present application has been reviewed in light of the Office Action mailed October 6, 2003. Claims 1-27 are currently pending in the application, of which, claims 5, 10, 11, 21, 22 and 27 have been amended.

The specification has been objected to as failing to provide proper antecedent basis for the claimed subject matter.

The present application claims the benefit of and priority to U.S. Patent 5,953,870. Additionally, the present application incorporates the entire contents of U.S. Patent 5,953,870 therein (see “Cross Reference to Related Applications” section of the specification).

Accordingly, the present application has been amended herein to include a more detailed description of cable basket 14, as described in U.S. Patent 5,953,870. In particular, the description of column 4, lines 25-42 of U.S. Patent 5,953,870 has been introduced between paragraphs 19 and 20 of the present application.

In addition, a new FIG. 1A is submitted herewith which corresponds to FIG. 2 of U.S. Patent 5,953,870 and illustrates that which is described in column 4, lines 25-42 U.S. Patent 5,953,870.

In view of the amendments to the specification herein, it is respectfully submitted that the specification of the present application provides proper antecedent basis for the claimed subject matter and that the objection to the specification has been overcome.

It is respectfully submitted that no new matter has been introduced by these amendments.

Claims 5, 10, 21 and 27 stand rejected under 35 U.S.C. 112, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

Claims 5, 10, 21 and 27 have been amended herein, as indicated in the Listing of Claims presented above. Accordingly, Applicants believe that by the present amendment, the Examiner's rejection of claims 5, 10, 21 and 27 under 35 U.S.C. 112, has been rendered moot. Reconsideration and withdrawal of the rejection is respectfully requested.

Claims 1-27 stand rejected under 35 U.S.C. 102(b) as being anticipated by Simon (U.S. Patent No. 5,531,410). Applicant submits that claims 1-27, as amended herein, are allowable over the Simon Patent.

Applicant respectfully submits that the Simon Patent fails to teach and/or suggest claim 1. Claim 1, as originally filed, recites a cable support apparatus including, *inter alia*, a plurality of support members, and a cable support basket adapted to *depend* from the plurality of support members. *

Applicant respectfully submits that the Simon Patent fails to teach and/or suggest claim 6. Claim 6, as originally filed, recites a cable support apparatus for a raised floor system including, *inter alia*; four support members, and a cable support basket adapted to *depend* from the four support members. *

It is respectfully submitted that the Examiner relies on the Simon Patent for the simple recitation of a plurality of support members (3) and a plurality of cable support baskets (1, 2) (see FIG. 1). On closer examination, it is evident that the plurality of support members (3) of the Simon Patent *support* cable baskets (1, 2) from underneath.

Accordingly, cable baskets (1, 2) do not depend from support members (3) in the manner recited in independent claim 1.

In view of the arguments presented above, applicant respectfully submits that claims 1 and 6 are in fact allowable over the Simon Patent. Since claims 2-5 depend, directly or indirectly, from claim 1 and contain all of the features of claim 1, and since claims 7-10 depend, directly or indirectly, from claim 6 and contain all of the features of claim 6, it is respectfully submitted that claims 2-5 and claims 7-10 are also patentable over the Simon Patent.

Applicant respectfully submits that the Simon Patent fails to teach and/or suggest claim 11. Claim 11, presently recites a cable support apparatus for use in a raised floor system including, *inter alia*, a plurality of support members, and a plurality of cable support baskets each being configured and adapted to *depend from* at least a pair of adjacent support members.

As discussed above with regard to claims 1 and 6, the Simon Patent, at best discloses cable baskets (1, 2) which are *supported from underneath* by support members (3). In other words, cable baskets (1, 2) do not depend from support members (3), as called for in claim 11. 

Accordingly, it is respectfully submitted that, in view of the amendments to claim 11 and in view of the arguments presented above, that claim 11 is allowable over the Simon Patent. Since claims 12-21 depend, directly or indirectly, from claim 11 and contain all of the features of claim 11, for the reasons presented above for the patentability of claim 11, it is respectfully submitted that claims 12-21 are also patentable over the Simon Patent.

Applicant respectfully submits that the Simon Patent fails to teach and/or suggest claim 22. Claim 22, presently recites a cable support apparatus for use in a raised floor system including, *inter alia*, at least one cable support basket, and a plurality of pedestal adapters being configured and adapted to attach one each to a respective support pedestal, wherein each cable support basket is adapted to depend at least partially from at least one of the pedestal adapters.

The Examiner relies on the Simon Patent for the showing of a cable support basket including a pair of stringer elements (14, 14a) and a plurality of transverse support members (10, 12, 12a) extending between the pair of stringer elements (14, 14a) and a plurality of pedestal adapters (3) (see FIG. 1).

It is respectfully submitted that FIG. 1 of the Simon Patent, as well as the entire figure package of the Simon Patent, fails to illustrate a pair of stringer elements having reference characters 14 and 14a as well as a plurality of transverse support members having reference characters 10, 12 and 12a. X

Irrespective of this issue, claim 22 has been amended herein in a manner which is believed to conform claim 22 substantially with claims 1, 6 and 11 and therefore it is believed that claim 22 is also allowable over the Simon Patent. Since claims 23-27 depend, directly or indirectly, from claim 22 and contain all of the features of claim 22, for the reasons presented above for the patentability of claim 22, it is respectfully submitted that claims 23-27 are also patentable over the Simon Patent.

In view of the amendments made to the specification and the claims, and in view of the remarks presented above, it is respectfully submitted that the object to the

specification and each of the rejections of the claims in the present Office Action has been overcome.

It is respectfully submitted that none of the references of record, considered individually or in any proper combination, disclose or suggest the present invention as claimed.

Should the Examiner believe that a telephone interview may facilitate prosecution of this application, the Examiner is respectfully requested to telephone Applicants' undersigned representative at the number indicated below.

An early and favorable response is earnestly solicited.

Respectfully submitted,



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